

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 CINQUE GRIM,

4 Plaintiff

Case No. 3:20-cv-00067-MMD-CLB

**ORDER**

5 v.

6 HESTER, *et al.*,

7 Defendants  
8

9 **I. DISCUSSION**

10 Plaintiff, who is an inmate in the custody of the Nevada Department of Corrections  
11 (“NDOC”), has submitted a civil rights complaint under 42 U.S.C. § 1983 and a properly  
12 executed financial certificate and inmate account statement for the past six months. (ECF  
13 Nos. 1-1, 1-2).

14 Plaintiff’s application to proceed *in forma pauperis* is incomplete. Under 28 U.S.C.  
15 § 1915(a)(2) and Local Rule LSR 1-2, Plaintiff must complete an application to proceed  
16 *in forma pauperis* on this Court’s approved form and attach both an inmate account  
17 statement for the past six months and a properly executed financial certificate. Plaintiff  
18 has not submitted an application to proceed *in forma pauperis* on this Court’s approved  
19 form.

20 The Court will retain Plaintiff’s civil rights complaint (ECF No. 1-1), but will not file  
21 it until the matter of the payment of the filing fee is resolved. Plaintiff will be granted an  
22 opportunity to file an application to proceed *in forma pauperis* on this Court’s approved  
23 form, or in the alternative, pay the full filing fee for this action. If Plaintiff chooses to file  
24 an application to proceed *in forma pauperis*, he must file a fully complete application to  
25 proceed *in forma pauperis* on this Court’s approved form, including both an inmate  
26 account statement for the past six months and a properly executed financial certificate.

27 **II. CONCLUSION**

28 For the foregoing reasons, IT IS ORDERED that the Clerk of the Court WILL SEND

1 Plaintiff the approved form application to proceed *in forma pauperis* by a prisoner, as well  
2 as the document entitled information and instructions for filing an *in forma pauperis*  
3 application.

4 IT IS FURTHER ORDERED that within **thirty (30) days** from the date of this order,  
5 Plaintiff must either: (1) file a fully complete application to proceed *in forma pauperis*, on  
6 the correct form with complete financial attachments in compliance with 28 U.S.C. §  
7 1915(a); or (2) pay the full \$400 fee for filing a civil action (which includes the \$350 filing  
8 fee and the \$50 administrative fee).

9 IT IS FURTHER ORDERED that if Plaintiff does not timely comply with this order,  
10 dismissal of this action may result.

11 IT IS FURTHER ORDERED that the Clerk of the Court will retain the complaint  
12 (ECF No. 1-1) but will not file it at this time.

13 DATED: February 5, 2020.

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15 UNITED STATES MAGISTRATE JUDGE  
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